

Ex. 37



INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

We Protect Hoosiers and Our Environment.

100 N. Senate Avenue • Indianapolis, IN 46204

(800) 451-6027 • (317) 232-8603 • www.idem.IN.gov

Michael R. Pence
Governor

Thomas W. Easterly
Commissioner

June 13, 2014

Via Certified Mail 9177190 0005 2710 0033 8327

Mr. Brian Schaper
All American RV Resorts I, LLC
2042 Broadway
Fort Wayne, IN 46802

Dear Mr. Schaper:

Re: Conceptual Restoration Plan
Project: Blue Lake Campground Violation
IDEM No.: 2011-496-92-MTM-V
County: Whitley

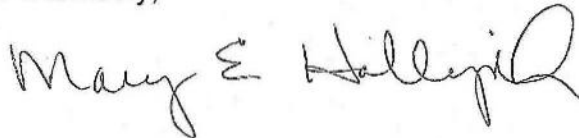
The Office of Water Quality has reviewed your conceptual wetland mitigation plan dated and received May 19, 2014. According to the mitigation plan you propose to restore and mitigate for unauthorized impacts to 0.34 acre of scrub/shrub wetland and 0.71 acre of emergent wetland by removing approximately 60 cubic yards of unauthorized fill from approximately 0.07 acre of former wetland; remove 5 cubic yards from approximately 0.025 acre of wetland, and create approximately 0.20 acre of wetland on-site.

The area of impact as determined by the U.S. Environmental Protection Agency (USEPA) and IDEM is approximately 1.05 acres of which 0.34 acre was forested/scrub-shrub wetland and 0.71 acre was emergent wetland. To appropriately mitigate for impacts to these wetlands, the wetland(s) to be mitigated at the site must be completed at minimum of a 4 to 1 ratio for forested/scrub-shrub wetlands or 1.36 acres and at a minimum of 2:1 acres for emergent wetlands or 1.42 acres. The total wetland mitigation required would be 2.78 acres. This wetland mitigation would need to be located on or contiguous with existing wetlands that are contiguous with Blue Lake. The proposed mitigation plan proposes a total of 0.095 acre of restoration and 0.2 acre of wetland mitigation. Therefore, the mitigation proposal submitted is significantly short of the amount of wetland mitigation and/or restoration necessary to approve any remaining unauthorized fill material.



This project has been referred to the Office of Water Quality, Enforcement Section. All future correspondence on matters related to this project and associated violations should be directed to Aletha Lenahan, Project Manager, Enforcement Section. She may be reached by phone: 317- 232-8407 or e-mail at Alenahan@idem.in.gov.

Sincerely,

A handwritten signature in black ink, appearing to read "Mary E. Hollingsworth". The signature is fluid and cursive, with the first name "Mary" being the most prominent.

Mary E. Hollingsworth, Branch Chief
Surface Water, Operations & Enforcement Branch
Office of Water Quality

cc: Greg Carlson, USEPA